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Attorneys for the United States

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
Plaintiff,)
v.)
FRANK TOLENTINO,)
Defendant.)

CRIMINAL NO. **3-06-70718**

NOTICE OF PROCEEDINGS ON
OUT-OF-DISTRICT CRIMINAL
CHARGES PURSUANT TO RULES
5(c)(2) AND (3) OF THE FEDERAL RULES
OF CRIMINAL PROCEDURE

EMC

Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal Procedure that on or about November 2, 2006, the above-named defendant was arrested based upon an arrest warrant (copy attached) issued in case number 06-80155 in the Southern District of Florida, upon an

☒ Indictment

☐ Information

☐ Criminal Complaint

☐ Other (describe)

1 In that case, the defendant is charged with a violation of Title 21, United States Code,
2 Section 841, distribution of a controlled substance.

3 Description of Charges: Defendant mailed 50 grams or more of a mixture and substance
4 containing methamphetamine to Florida, in violation of Title 21, United States Code, Section
5 841.

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7 Respectfully Submitted,

8 KEVIN V. RYAN
9 UNITED STATES ATTORNEY

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11 Date: 11-2-06

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13 KIRSTIN M. AULT
14 Assistant U.S. Attorney
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CR 12 (Rev. 9/82)

WARRANT FOR ARREST

AUSA Rebinowitz/ Grimming DEA/P

United States District Court		DISTRICT Southern District of Florida	
UNITED STATES OF AMERICA v. FRANK TOLENTINO		DOCKET 06-80195-02- <i>mid</i>	MAGISTRATE CASE NO. <i>John</i>
WARRANT ISSUED ON THE BASIS OF: <input type="checkbox"/> Order of Court <input checked="" type="checkbox"/> Indictment <input type="checkbox"/> Information <input type="checkbox"/> Complaint		NAME AND ADDRESS OF INDIVIDUAL TO BE FRANK TOLENTINO 1069 Kitchenen Circle San Jose, CA 95121	
TO: United States Marshals Service or any other authorized representative		DOB: 08/01/71; SSN: 624-09-5761; W/M	
		DISTRICT OF ARREST	
		CITY	
YOU ARE HEREBY COMMANDED to arrest the above-named person and bring that person			
DESCRIPTION OF CHARGES			
Did knowingly distribute a controlled substance.			
<div style="float: right; border: 1px solid black; padding: 5px; text-align: center;">Clerk of Court 10/23/06 Deputy Clerk</div>			
IN VIOLATION OF		UNITED STATES CODE 21	SECTION 841(a)(1); 841(b)(1)(B) and (C)
BAIL FIXED BY COURT <i>1000</i>		OTHER CONDITIONS OF RELEASE	
ORDERED BY JAMES M. HOPKINS UNITED STATES MAGISTRATE JUDGE CLERK OF COURT		SIGNATURE (JUDGE) U.S. <i>[Signature]</i>	DATE 11/2/06
CLARENCE MADDOX		(BY) DEPUTY CLERK <i>[Signature]</i>	DATE ISSUED 10/23/06
RETURN			
This warrant was received and executed with the arrest of the above-named person.			
DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER		SIGNATURE OF ARRESTING OFFICER
DATE EXECUTED	COPY - NOT FOR EXECUTION U.S. Marshal has ORIGINAL		

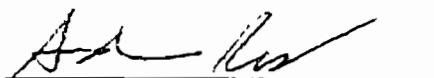
United States Judge or Judge of a State Court of Record

BOND RECOMMENDATION

FRANK TOLENTINO

Defendant

Pretrial Detention Bond is recommended.



ADRIENNE RABINOWITZ
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 06-80155-CR-Middlebrook
21 USC § 841(a)(1) Johnson
21 USC §§ 841(b)(1)(B) and (C)

UNITED STATES OF AMERICA,

v.

FRANK TOLENTINO,

Defendant.

INDICTMENT

The Grand Jury charges that:

COUNT ONE

On or about July 6, 2006, at Palm Beach County, in the Southern District of Florida, and elsewhere, the defendant,

FRANK TOLENTINO,

did knowingly and intentionally distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that the controlled substance was in fact a mixture and substance containing a detectable amount of methamphetamine hydrochloride, its salts, isomers, and salts of its isomers.

COUNT TWO

On or about August 10, 2006, at Palm Beach County, in the Southern District of Florida, and elsewhere, the defendant,

FRANK TOLENTINO,

did knowingly and intentionally distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).


Pursuant to Title 21, United States Code, Section 841(b)(1)(B), it is further alleged that the controlled substance was in fact at least fifty (50) grams of a mixture and substance containing a detectable amount of methamphetamine hydrochloride, its salts, isomers, and salts of its isomers.

A TRUE BILL



FOREPERSON

R. ALEXANDER ACOSTA
UNITED STATES ATTORNEY



ADRIENNE RABINOWITZ
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name: FRANK TOLENTINO

Case No.: _____

Count #: 1

21 U.S.C §841(a)(1); 841(b)(1)(C)

*** Max. Penalty:** 20 Years Imprisonment, supervised release of 3 years to life, \$1,000,000 Fine

Count #: 2

21 U.S.C §841(a)(1); 841(b)(1)(B)

***Max. Penalty:** 40 Years Imprisonment, supervised release of 4 years to life, \$2,000,000 Fine

Count #:

***Max. Penalty:**

Count #:

***Max. Penalty:**

Count #:

***Max. Penalty:**

***Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**